FW: Emergencies Act: Questions

From:	"Baird, Louise" <louise.baird@pco-bcp.gc.ca>
To:	"Lynch, Matthew" <matthew.lynch@pco-bcp.gc.ca>, "Mills, Laura" <laura.mills@pco-bcp.gc.ca>, "Bernier, Sarah" <sarah.bernier@pco-bcp.gc.ca>
Date:	Fri, 18 Feb 2022 23:34:53 +0000
Attachments:	Emergencies Act British Columbia questions.docx (33.64 kB)

Just FYI.

From: Baird, Louise
Sent: Friday, February 18, 2022 6:33 PM
To: 'Maranda, Pierrette IGRS:EX' <Pierrette.Maranda@gov.bc.ca>
Subject: RE: Emergencies Act: Questions

Hi Pierrette,

Here are answers to all but one of your questions. All of the ones in your email below and one of your follow-up questions are addressed in the attached. The follow-up question immediately below – my Justice colleagues have asked for more clarity.

I think if there are further questions, it would be best (as you suggested) to have the experts from Canada and BC speak directly.

Have a great weekend!

Louise

Need more clarity:
There is a mandatory Inquiry that comes with the federal powers. This can be protracted and expensive. Will Canada support the related efforts and costs after the enforcement is done?

From: Maranda, Pierrette IGRS:EX <Pierrette.Maranda@gov.bc.ca>
Sent: Thursday, February 17, 2022 7:54 AM
To: Baird, Louise <Louise.Baird@pco-bcp.gc.ca>
Subject: Emergencies Act: Questions

Good morning Louise:

BC has the following questions. Could you direct them to the appropriate officials.

Canada's answers will be most appreciated.

Many thanks

Pierrette

Questions from BC:

-

Emergency Measures Regulation

1. 1. Can the Province request the Minister of Public Safety and Emergency Preparedness, the Commissioner or a person acting on their behalf to request a person to provide removal, towing or storage services under s. 7?
    - * If so, what is the procedure for doing so?
2. 2. Will Canada play a role in securing provincial critical infrastructure (s.6)? If so, is there a mechanism for requesting assistance from Canada to securing such a place?

Emergency Economic Measures Order

3. 3. How does an entity such as those listed in s. 3 know at any one point whether a particular person meets the definition of "designated person" in their day-to-day operations?

4. 4. How is an entity to identify property that is indirectly controlled by a designated person? [s. 2(1)(a)]

5. 5. How is an entity to identify property that is "owned, held or controlled" by a person acting on behalf of a designated person? [s. 2(1)(a), s. 3, s. 4]

6. 6. How is an entity to determine if it is "making available any property….. to a person acting on behalf of or at the direction of a designated person"? [s. 2(1)(c)]

7. 7. What is meant by a "Government of Canada, provincial or territorial institution" in s. 6?

8. 8. How will an insurance company know whether a vehicle has been used in a public assembly referred to in s. 2(1) of the Emergency Measures Regulation? [s. 2(2)]

9. 9. What is contemplated by ceasing to provide services in the vehicle insurance context – Suspend? Cancel? Just not pay a claim related to an incident during a prohibited public assembly? [s. 1(d)]